

THE GRIEGO AGENCY - PRIVATE INVESTIGATORS

New Mexico License 15441  
P.O. Box 21208, Albuquerque, NM 87154

Phone: (505) 274-1111 • FAX: (505) 274-1112 • Email: [REDACTED]

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December 13, 2007

Attorney General Gary King  
P.O. Drawer 1508  
Santa Fe, NM 87504-1508

**Re: Violation and Enforcement of the Inspection of Public Records Act**

Dear Attorney General Gary King,

In accordance with the *Inspection of Public Records Act, N.M.S.A. 14-2-12 (A)(1)*, I am asking you to enforce an inspection of public records request that I made to the Bernalillo County Treasurers' office on October 23, 2006.

**BACKGROUND:**

On October 23, 2006, I was physically present in the Treasurers' Office and verbally requested a copy of a check used by a taxpayer to pay property taxes. At that time an employee by the name of Mona Chewiwi summarily denied my request stating that the only records that were public were those "in the computer." I asked to speak to her supervisor but she claimed that no one was available to talk to me. In response made a hand written request for the records and Ms. Chewiwi accepted it. (Copy enclosed.)

After approximately a week, I left a telephone message with Ms. Chewiwi and asked her to check on the status of my request. She did not reply. A week later I again called Ms. Chewiwi and left another message that has not been returned.

On November 7, 2006, I wrote District Attorney Kari Brandenburg and asked her to enforce my inspection request. Ms. Brandenburg called shortly thereafter and we had a cordial conversation. She promised to get back to me as soon as possible. Ms. Brandenburg again called and explained that she was unable to enforce an inspection request because her staff had no experience in enforcing the act; and that she lacked the resources to do so.

On January 16, 2007, I wrote Mr. Brandenburg revoking my request to enforce the inspection request.

It is my understanding that under the Act, the lack of a response to my written request constitutes a denial. Therefore, I respectfully request that you enforce this violation of my inspection of public records request.

If you need additional information, or have any questions, please do not hesitate to call me. Thank you very much for your assistance.

Sincerely,

A handwritten signature in black ink, appearing to read 'Eric E. Griego', with a long horizontal flourish extending to the right.

Eric E. Griego

c. New Mexico Foundation for Open Government

Encl.